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**JAN 23 2008**

In re Application of : **OFFICE OF PETITIONS**  
**WANG, Peter** :  
Application No. 10/777,417 : **DECISION ON PETITION**  
Filed: February 11, 2004 :  
Attorney Docket No. 2001076 :

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed April 16, 2007, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely pay the issue and publication fees on or before March 16, 2006, as required by the Notice of Allowance and Fee(s) Due, mailed December 16, 2005. Accordingly, the date of abandonment of this application is March 17, 2006.

There is no indication that the person signing the petition was ever given a power of attorney or authorization of agent to prosecute the above-identified application. However, the signature of Ralph Willgohe appearing on the petition shall constitute a representation to the United States Patent and Trademark Office that she is authorized to represent the particular party on whose behalf he acts in accordance with 37 CFR 1.34(a).

37 CFR 1.137(b)(3) requires a statement that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional." Since the statement appearing in the petition varies from the language required by 37 CFR 1.137(b)(3), the statement is being construed as the required statement. Petitioner must notify the Office if this is **not** a correct reading of the statement appearing in the petition.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of payment of the issue fee of \$1400 and the publication fee of \$300, (2) the petition fee of \$1500; and (3) an adequate statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to Monica A. Graves at (571) 272-7253.

This application is being referred to the Office of Data Management for processing into a patent.

  
Sherry D. Brinkley  
Petitions Examiner  
Office of Petitions